

IN THE UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF ARKANSAS
FAYETTEVILLE DIVISION

LAWRENCE "LARRY" LEE RAMIREZ

PLAINTIFF

v.

CIVIL NO. 08-5038

SHERIFF KEITH FERGUSON, ET AL.

DEFENDANT

ORDER

Now on this 13TH day of October 2010, comes on for consideration the Magistrate Judge's Report and Recommendation (Doc. 49). Fourteen (14) days have passed without any objections being filed. The Court, having carefully reviewed said Report and Recommendation, finds that it is sound in all respects, and that it should be adopted *in toto*.

IT IS THEREFORE ORDERED that the Magistrate Judge's Report and Recommendation (Doc. 49) is hereby **adopted in toto**;

IT IS FURTHER ORDERED that, for the reasons stated in the Magistrate Judge's Report and Recommendation, **Plaintiff's Motion to Dismiss** (Doc. 40) is hereby **denied as moot**.

IT IS SO ORDERED.

/s/ Jimm Larry Hendren
HON. JIMM LARRY HENDREN
UNITED STATES DISTRICT JUDGE